

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

MARK BIROSHAK, et al.,	:	Civil No. 1:01CV300
	:	Senior Judge Weber
Plaintiffs,	:	
	:	AGREED ORDER SUBSTITUTING
	:	THE UNITED STATES AS THE
v.	:	PROPER PARTY DEFENDANT WITH
	:	RESPECT TO OFFICIAL CAPACITY
CITY OF HAMILTON, et al.,	:	CLAIMS AGAINST DEA SPECIAL
	:	AGENTS KENNETH ETCHISON AND
Defendants.	:	GARY CURRY AND DEA TASK FORCE
	:	OFFICERS TRENT CHENOWETH,
	:	LARRY FULTZ, MICHAEL MANN,
	:	DAN RYAN AND
	:	CHARLIE STIEGELMEYER

Counsel for the Plaintiffs and Counsel for DEA Special Agents Kenneth Etchison and Gary Curry and DEA Task Force Officers Trent Chenoweth, Larry Fultz, Michael Mann, Dan Ryan and Charlie Stiegelmeier, have advised the Court that they have agreed that the United States of America is to be substituted as the proper party defendant with respect to the official claims asserted against DEA Special Agents Kenneth Etchison and Gary Curry and DEA Task Force Officers Trent Chenoweth, Larry Fultz, Michael Mann, Dan Ryan and Charlie Stiegelmeier. Accordingly,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that pursuant to the agreement of the parties, and in conformity principles set forth in Dugan v. Rank, 372 U.S. 609, 620 (1963) and Land v. Dollar, 330 U.S. 731, 638 (1947) and the requirements of 28 U.S.C. §2679(b)(1), the United States of America is substituted

as the proper party defendant with respect to the official capacity claims asserted against DEA Special Agents Kenneth Etchison and Gary Curry and DEA Task Force Officers Trent Chenoweth, Larry Fultz, Michael Mann, Dan Ryan and Charlie Stiegelmeier.

S/Herman J. Weber
SENIOR JUDGE HERMAN J. WEBER

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